

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Atty. Docket

MENNO A. TREFFERS ET AL

NL000448

Filed: CONCURRENTLY

Title: METHOD AND DEVICE FOR CONTROLLING DISTRIBUTION AND USE OF
DIGITAL WORKS

Commissioner for Patents, Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Prior to calculation of the filing fee and examination, please
amend the above-identified application as follows:

IN THE CLAIMS

Please amend Claims 5 and 7-10 to be in the form as follows.
A marked up copy of the claims is included in an appendix following
this amendment for the Examiners convenience.

5. A method according to claim 1, characterized in that said
hidden channel is arranged to be not accessible by commercial
reproducing devices.

7. A method according to claim 1, characterized in that said
attached usage right information is stored in a table (KLT)
together with a key information used for decrypting said digital
work (DW).

8. A method according to claim 1, characterized in that said digital work (DW) is an audio track downloaded from the Internet, and said record carrier is a recordable optical disc, a hard disc, a magneto-optic recording device, a magnetic tape, or a memory card.

9. A method according to claim 1, characterized in that said usage right information comprises a counter information which can be updated when said usage right has been exercised.

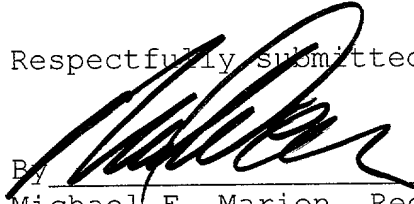
10. A method according to claim 1, characterized in that each track of said recording medium (10) comprises its own usage right information and hidden information (KLK).

REMARKS

The foregoing Preliminary Amendment to the claims was made solely to avoid filing the claims in the multiple dependant form so as to avoid the additional filing fee.

The claims were not amended in order to address issues of patentability and Applicants respectfully reserves all rights they may have under the Doctrine of Equivalents. Applicants furthermore reserves their right to reintroduce subject matter deleted herein at a later time during the prosecution of this application or continuing applications.

Respectfully submitted,



By _____
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APPENDIX A

5. A method according to ~~any of claims 1 to 3~~ claim 1, characterized in that said hidden channel is arranged to be not accessible by commercial reproducing devices.

7. A method according to ~~any of claims 2 to 6~~ claim 1, characterized in that said attached usage right information is stored in a table (KLT) together with a key information used for decrypting said digital work (DW).

8. A method according to ~~any of claims 1 to 7~~ claim 1, characterized in that said digital work (DW) is an audio track downloaded from the Internet, and said record carrier is a recordable optical disc, a hard disc, a magneto-optic recording device, a magnetic tape, or a memory card.

9. A method according to ~~any of claims 1 to 8~~ claim 1, characterized in that said usage right information comprises a counter information which can be updated when said usage right has been exercised.

10. A method according to ~~any of claims 1 to 9~~ claim 1, characterized in that each track of said recording medium (10) comprises its own usage right information and hidden information (KLK).